App F IX 4

Previous References

1937
(7 f)

File No. 4-37
Serial Nos. 32 to 47

Letter References
74-37-55 71, 102+105

GENERAL AND REVENUE SECRETARIAT

Serial Nos

Part B for March 38

SUBJECT

Chen ... translation ... tion

...

WD 0295—GPB—22,500—18-8 37

No 76 10 2 dated 17 3 38

Bye laws for regulating Power looms, Rice and Flour Mills in Doddaballapur town Mlty

General and Revenue Secretariat | Ml. File No 74 3453/L of 1937 | [App F III—2

Serial No	
32	Letter No C2 1700/37-38 dated 20th Jan 1938 from the D C Bangalore Dt, requesting Sanction to the draft Bye laws framed by the Doddaballapur town Ml Cl for Controlling and regulating the working of the Power looms, Rice ~~and~~ mills & Flour mills situated in Doddaballapur town Subdo
)	The draft Bye laws have been framed ~~both~~ mainly with a view to regulate the working hours of the Power-looms, Rice and Flour Mills situated in Doddaballapur town ~~Dbo~~ has this proposal was once before Govt and as the then Dr of Industries & Commerce (Mr S G Sastry) expressed an opinion that he was not in favour of imposing any restriction on the working hours of the Power-looms, Govt declined to approve of the Bye-laws framed by the Ml Cl — (vide Letter No 4352 Ml 6336-36 dated 14/12/1936 & Notes contained in Paras 6 & 7 of the deputy Collectors put up) The D C Bangalore Dt has re-submitted the draft Bye laws for the approval of Govt and Bye-law No II (1) of the draft Bye-laws limits

NOTE—Contn Sheet

WD 0284—GPB—30 000—13 8 37

4454/37

Power loom Bye laws - Dodaballapur Town Mlty

3433

RL File No 74 of 1937 | General and Revenue Secretariat

The working hours of the Power looms from 6 am to 8 PM on each day and Rice & Flour Mills are allowed to work till 9 PM each day

2) It is reported that the Draft Bye laws under reference have been framed under section 48 (1) (b) (iii) of the Town Municipalities Act 1933 From a perusal of the provisions of this section it is perhaps highly doubtful whether they empower Municipal Councils to frame Bye-laws for regulating the working of Power-looms, Rice & Flour Mills these are are industrial Concerns and may perhaps be regulated under the Factory Acts in force in Mysore State

3) It is for orders if the Law Section may be consulted in the first instance regarding the Competency of Municipal Councils to frame such Bye laws under Section 48 (1) (b) (iii) of the Town Mlties Act 1933

D SR 27/1/38

4) For favour of return of Draft Bye Law with (amendments)

2/2/38

235 Law BKR 28/1

5) Please put up Factories Act 1934, and the Rules framed thereunder

L S G Branch) BKR 31/1

6) Copies required, are put up for perusal - vide pp 'P' and 'Q'

D SR 2/2/1938 Law Section)

4454

3:55/4

General and Revenue Secretariat | Ml File No 74 of 1937 | [App F III—2

Serial No

7) As defined in the Factories Act a factory means any premises including the precincts thereof whereon twenty or more workers are working or were working on any day of the preceding twelve months, and in any part of which a manufacturing process is being carried on with the aid of power or is ordinarily so carried on From the papers in the file, the exact information is not available if twenty or more persons were working or are working on the power looms within any premises It is therefore not possible to say if these can be said to be industrial concerns coming under the Factories Act The Director of Industries may perhaps be consulted on the point, and the position cleared

BKR
14 2 38

Asst Secy L S G for W C

(Rev 135-37)

15 FEB 1938

8) Forwarded with compliments to the Director of Industries and Commerce in Mysore Bangalore for favour of remarks

By order
Mysore Legislative Department
for Secy to Government
L S

15 FEB 1938

This has been sent to him by post vide D.O. letter dated 15/2

15/2

15 2 1938

16/2/38

NOTE—Contn Sheet

WD 0284—GPB—30,000—13 8 37

16 2 38

4995 p37

Power Loom Bye-laws framed by the Doddaballapur Town Mty 3453

File No 3453 V 3903 of 193

General and Revenue Secretariat

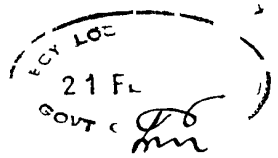
No 44 dated 18/21 - 2 - 1938

9) Returned with compliments

No no 44/37 38

Under the Factories Act only the hours of employment can be regulated and no such bye-laws as now suggested can be brought into force under that Act

But the Town Municipalities Act provides for framing such bye-laws in the interests of health, sanitation and public convenience, and I believe that the Municipal Council has povers to promulgate such bye-laws I consider it desirable that the bye-laws as now proposed should be brought into force



21/2/38

M Krishnamurthy

Director of Industries & Commerce & Chief Inspector of Factories in Mysore

18th Feb '38

The Secretary to Govt Local Self Government

10) If approved, the file will will be opened to the Law Section for favour of further remarks in the matter — Para 7 Supra

D SR for 23/2/38

Asst Dy Law M (?)

23/2/38

11) Information was wanted whether the power looms in question could be come within the definition of 'Factory' in the Mysore Factories Act This information is not available from the note of the

X Please see 15 for remarks of the Director of Industries & Commerce

23/2/38

Serial No

Director Dept. note information on the point may kindly be obtained

BOR 23 2 38

Asst Secy Dept for WC

24 FEB. 938

12) Forwarded with compliments to the Director of Industries and Commerce in Mysore for favour of remarks

By order
Mr Vasudeva Murthy
for Secy to Govt of Mysore
24 2 1938

W^D 146/37

HO WO 46 37/38 24 2 38

Returned with Compliments

13) These power looms do not come within the definition of "factories" in the Mysore Factories Act - But all the same it is desirable that the hours of work of these power looms should be regulated in order that rest may be given to the workers. This can be regulated easily by bye-laws framed under the Town Municipalities Act - in the interests of the health & comfort of the people living in the neighbourhood -

M Shamachar
Director 25 2 38

14). Can we frame bye-laws where do not come within the definition of "Factories"

NOTE—Contn Sheet

BOR 13

WD 0284—GPB—30 000—1[illegible]3

15) In favour of remarks referred here in of the letter

Asst Secy (Mr Secy Home & C)

1 3 38

2 11s/-

Power Loom bylaws - Doddaballapur Tq

3/5/-

RLF

NL File No 74 of 1937-38 General and Revenue Secretariat

1½) The Director of Industries and Commerce clearly states that the industrial concerns in question do not come within the purview of the Factories Act.

17) With a view to regulate certain trades and businesses it is open to the NL Council to frame bye laws under Section 48 (1) (b) (iii) read with Section 158

18) The draft rules seem to be generally suitable I have however made some suggestions in pencil for consideration

BVR
5/3/38

Asst Secy
L S G for
W C)

19) The draft bylaws (Map V) will, if approved, be demarcated with the modifications proposed by the Law Section

2
7/3/-

Sd
7/3/38

Secy L S G)

20) may be approved as corrected

Sd
8/3/38

21) If necessary)

NLL
9/3/38

22) The corporal
has noted
correction

Sd
7/3/- 9/3/38

FCY LOCAL LF
GC

OF CE Gr I
COID M O COJ C L
8 MAR 1938
6624

Power-loom Bye-laws framed by the Doddaballapur town ML 34 53 Cl 2

General and Revenue Secretariat | ML File No 74 of 193 | [App F III—2

Serial No

As directed the necessary corrections have been made in the the draft Bye laws put up per appal DSR

TYPING SECTION 12 MAR 19 GENL & REV SECTT.

23) A draft G O sanctioning may be put up for approval

2 mo 12/3/-

D SR 12/3/38

The D C Bangalore Dt the Dr of Inst t commence the Dr of P H Vide L 7690-2 ML 74-37-47 dated 17th March 1938 Sanctions the Bye-laws framed by the Doddaballapur town ML Cl

B. 23/3/38

NOTE—Contn Sheet

File No of 193

General and Revenue Secretariat

3453

I Ilf t r c m c t
pl eq te
No C2.1700/37-38
E cFile

T l Adl DEPCOM
P tB N 34

OFFICE OF THE DEPUTY COMMISSIONER
BANGALORE DISTRICT

Dated Bangalore the 20th January *1938*

Qul 74-37-32

FROM

H V RAMASVAMI, ESQ , M A ,B L ,
Deputy Commissioner
Bangalore District

24 JAN 1938

To

P KRISHNA RAU, ESQ , M A
Secretary to the Government of Mysore,
L S G Department,
B a n g a l o r e

SIR

Subject –

With reference to letter No L 4352/Ml 63-36-36 dated 14-12-1936 received from the Secretary to Government, Development Department, re Draft Power Loom Bye-laws framed by the Dodballapur Municipal Council, I have the honour to forward herewith the entire correspondence received from the President, Dodballapur Municipal Council, with his No C R 178/37-38 dated 21-12-1937 on the above subject

In this connection I write to state that the public of Dodballapur Town led by the Municipal Councillors represented the necessity of the Bye-laws before the Dewan when he paid a visit to the place and I was requested to examine the question in consultation with the Director of Industries and Commerce in Mysore After a joint inspection of the town with the Director of Industries and Commerce and consultation with the public it was decided that the working hours of the power looms be fixed from 6 A M to 9 P M

The President, Dodballapur was directed to issue a notific tion calling for objections from the public for the above rules A notification was issued calling for objections, if any, from the public It is reported that only one objection petition signed by several persons was received from the public, requesting to fix the working hours of the power looms from 7 A M to 5 P.M for the reason stated in their petition The Municipal Council before whom the petition was placed for their decision have resolved after a careful consideration and in the interest of the owners of the Looms,

that the working hours of the looms be fixed from 6 A M to 8 P M and that of the Rice and flour Mills from 6 A M to 9 P M A copy of the Municipal Council's resolution dated 19-12-1937 is enclosed

I request you to be so good as to obtain sanction of Government for the Draft power loom bye-laws as approved by the Municipal Council The draft Bye-laws in English and Kannada are enclosed in the file

I have the honour to be,
S i r,
Your most obedient servant,

FOR DEPUTY COMMISSIONER,
BANGALORE DISTRICT
(ABSENT FROM HEADQUARTERS)

SVB 20-1-38

I If ture ommu c t
pl a q ote
No C2-1700/37-38
E c T\ o

T l All DEPCOM
P tB N 34

OFFICE OF THE DEPUTY COMMISSIONER
BANGALORE DISTRICT

Dated Bangalore the 14th Feb 1938

16 FEB 938

FROM

P V Ramaswami, Esq, M A, B L,
Deputy Commissioner
Bangalore District

To

P P Krishna Rao, Esq, M A,
Secretary to the Government of Mysore,
L S G Department,
Bangalore

SIR

Subject –

In continuation of my letter of even number dated 20-1-38 forwarding draft power loom Bye-laws framed by the Dodballapur Town Municipality for favour of sanction of Government, I have the honour to state that the President, Dodballapur Municipal Council has reported in his letter No C R 178/37-38 dated 26-1-38 that the Chief Inspector of Factories in Mysore has suggested certain amendments to the Draft Byelaws

The alteration relates to Rule 4 - Industrial concerns He has suggested some addition to the above rule The enclosed copy of the suggestion made by the Chief Inspector of Factories shows what the amendments to be effected in the Draft byelaws are The Municipal Council have also received (copy of resolution enclosed) at their meeting held on 22-1- to adopt the suggestion made by the Chief Inspector of Factories

I request you to be so good as to obtain sanction of Government for the draft byelaws amending Rule 4 as suggested by the Chief Inspector of Factories

I have the honour to be,
SIR,
Your most obedient servant,

District Magistrate,
Bangalore District

Re Power to make Bye laws framed by the Doddaballapur Town Mlty

3903
L

General and Revenue Secretariat | Ml File No 74 | of 1937 | [App F III—2

Serial No

Subject

The Previous correspondence on the subject has been forwarded to the Dr of Industries & Commerce for necessary action in the matter of approval, the present Communication will be sent to the Dr in continuation

No 1411 of 3-1-20/2/38 dated 20/2/38 from Forwarded in continuation to the Director of Industries and Commerce Bangalore for necessary action

by order
Rao Sahib Umrao
for Secy to Govt of Mysore
L S S

21 2 1938

21 FEB. 1938

Returned with Compliments

I have already returned the Bye-laws sent to me unofficially with my opinion that it is desirable to make the bye-laws on the lines proposed by the Municipal Council and supported by the Dy Comm:

H Sreenivasa Rao
Dr of Ind & Com
22 2 38

No 45/37/38 (Vol) dated 22-2-38

SECY LOCAL SELF GOVT
23 FEB 1938
GOVT OF MYSORE

2-3-14-

NOTE—Contn Sheet

WD 0284—GPB—30 000—13-3

File No	of 193	General and Revenue Secretariat

Extract from the Proceedings Book of the Doddaballapur Municipal Council Meeting Proceedings Book dated 22-1-1938

× × × ×

XV

ಶ್ರೀ ಕೆ.ಸಿ.ಪಿ ಮತ್ತು ಬಾಯ್ಲರ್ ಇನ್ಸ್‌ಪೆಕ್ಟರು ಮೈಸೂರು ಬೆಂಗಳೂರು ಇವರಿಗೆ ಕಳುಹಿಸಿದ Chief Inspectors of factories in Mysore, Bangalore ಇವರಿಂದ ಬಂದಿರುವ ಪತ್ರವನ್ನು ಓದಲಾಯಿತು — No. H 20/37/38 dt 5.1.38

ಈ ವಿಷಯವನ್ನು ಕುರಿತು ಚರ್ಚೆ ಮಾಡಿ ಬೈಲಾಗಳಿಗೆ ತಿದ್ದುಪಡಿ ಮಾಡಿ ಸಲ್ಲಿಸಲು ತೀರ್ಮಾನಿಸಲಾಯಿತು.

× × × ×

(Sd) G Venkatasubbiah
President

True Copy
Executive and
President

Amendments to be inserted to the Draft Bye-laws of Power Looms of Dodballapur Municipality

To omit Clause (4) in Bye-law and to Substitute the following ---

This has been included in the Act of laws sanctioned

(4) "Industrial Concerns mean and include all Industries Carried on either with means of Power or not'

~~Bye Laws of Application of Bye~~

The following to be added -

1 No Child who has not Completed his 12 th year shall be allowed to work in any industrial Concern

2 Woman and Children shall not be allowed to work in any Industrial Concern between 7 P.M and 6 A.M

President
Municipal Council
Dodballapur

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 17/3/38 5 copies of GO + Paragraphs 193 PUD

Signed by Mr MSH

May this be—

(i) printed ?

(ii) treated as a standing order ?

(ii) published in the Gazette English Part ?

(vi) transl ted ?

(v) placed at the d sposal of the press ?

(vi) publ shed in the Gazette Kannada Part ?

Section Rl

File No 74 37

Serial No 47

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— Letter No C2 1700/37-38 dated 20th Jan from the D C Bangalore Dh, requesting sanction to the draft bye laws framed by the Doddaballapur Town M C under Section 48 (1) (b) (iii) read with Section 188 of the Town Mities Act, 1933 for the regulation and control of certain industrial concerns Situated within the municipal limits of Doddaballapur Town Order 2) to o note no 44/37-38 dated 18th Feb 1938 from the Dr of Industries and

Commerce on the above subject

Order no L 7690-2/mc 74-37(4) dt 17 3/38

1) The Bye-laws as appended to this order are approved

2) The Bye-laws may be got printed and 10 copies of the same sent to the Secretariat for record and record.

2/12/38
Secy to Govt
Dept

To
The D C Bangalore Dist (w.a) ✓
The Dir of Industries & Commerce ✓
The Dir of P H ✓

List of Enclosure

Copied by

Examined by

WD 0523—GPB—22 500—16-3 37

Doddaballapur Town Municipality

~~Draft~~ Bye-laws as finally approved by the Town Municipal Council Doddaballapur under Section 48(1)b-(iii) and Section 188 of the Town Municipal Regulation Act of 1933, for the Control and Inspection of business, Carried on within the Municipal limits of Doddaballapur Town, with the help of Power either Electrical or Mechanical ~~as finally approved by the Town Municipal Council, Doddaballapur in their meeting held on 19th Dec 1937~~

1 In these Bye-laws, unless there be something repugnant in the subject or Context

(1) Power loom means looms worked by either Electricity or any other kind of Mechanical Power

(2) Rice Miller Flour mill means machinery used for preparing rice or flour of any kind with the help of either Electricity or Mechanical Power

(3) Twisting Machine means machinery used for Twisting yarn

or Silk with the help of Electraly

or any kind of Power

(4) Industrial Concern means

and includes all kinds of ~~Industries~~ Industries

Conducted either with the help of Electraly

or any other kind of mechanical Power.

(5) ~~The term~~ Owner means

and includes all persons in charge of

Power looms Rice and Flour mills

~~Power Looms~~ ~~Rice~~ and ~~Flour~~ mills

and other kinds of Industries

II Every owner ~~or person incharge of~~

Power Looms Rice Mills or Flour mills Twisting

machines and other kinds of Industrial

Concerns should obtain a license therefor from

the President Town Municipal Council

Such License shall be Subject to the

following Conditions

(1) All Power Looms, Rice and Flour

Mills and other kinds of Industries working

hereafter

or to be Started ~~hereafter~~ Should be closed

P M and 6 P M ~~(and may be opened at 6 A M)~~ It is opened to the Municipal Council to set apart an area which may ~~be~~ hereafter be called an Industrial Suburb where at the ~~description~~ discretion of the Municipal Council ~~(Number)~~ hours beyond the above limit may be permitted

Exemption only Flow and Recirculating will be allowed to work the 9 P M

(2) The licenses so obtained shall be renewed annually in the month of July

(3) The Municipal Council may impose Conditions, as to Ventilation drainage and Conservancy arrangement

(4) The Municipal Council may reserve to itself the power either to suspend or Cancel any ~~such~~ license granted by them and to impose any ~~more~~ other Conditions than those prescribed under a license

III Any person ~~(whether he be the owner or not)~~ infringing any of the provisions of the above ~~Section~~ or acting Contrary of

license granted shall be liable on Conviction before a Magistrate to be ~~fined with~~ a fine not exceeding ~~of~~ Rs 50/= for every first ~~offence~~ offence and Rs 100/= for every subsequent offence

President
Municipal Committee,
Lucknow

2/12/91

Seen to Oath
2/12/91 A S Cr Delhi
DSP

Proceedings of the Government of His Highness
the Maharaja of Mysore

---

read -

Letter No C2 1700/37-38 dated 20th January 1938, from the Deputy Commissioner, Bangalore District, requesting sanction to the draft bye-laws framed by the Doddaballapur Town Municipal Council, under Section 48 (1) (b) (iii) read with Section 158 of the Town Municipalities Act, 1933 for the regulation and control of certain industrial concerns situated within the municipal limits of the Doddaballapur Town

2 Un-official Note No 44/37-38 dated 10th February 1938, from the Director of Industries and Commerce on the above subject

---

Order No. L7690-2/ml 74-37-47

Dated, Bangalore, the 17th March 1938

1 The Bye-laws as appended to this order are approved

2 The Bye-laws may be got printed and 10 copies of the same sent to the Secretariat for reference and record

For Secretary to Government,
Dept. I & C Department

The Deputy Commissioner, Bangalore District, with records
Director of Industries and Commerce in Mysore
Director of Public Health in Mysore

- 5

Proceedings of the Government of His Highness
the Maharaja of Mysore

Read -

Letter No C2 1700/37-38 dated 20th January 1938, from the Deputy Commissioner, Bangalore District, requesting sanction to the draft bye-laws framed by the Doddaballapur Town Municipal Council, under Section 43 (1) (b) (iii) read with Section 158 of the Town Municipalities Act, 1933 for the regulation and control of certain industrial concerns situated within the municipal limits of the Doddaballapur Town

2 Un-official Note No 44/37-38 dated 18th February 1938, from the Director of Industries and Commerce on the above subject

---

ORDER

Dated, Bangalore, the 16th March 1938

1 The Bye-laws as appended to this order are approved

2 The Bye-laws may be got printed and 10 copies of the same sent to the Secretariat for reference and record

For Secretary to Government,
Industries & Commerce Department

To the Deputy Commissioner, Bangalore District, with records
" Director of Industries and Commerce in Mysore
" Director of Public Health in Mysore

Dodballapur Town Municipality

Bye-laws as finally approved by the Town Municipal Council Dodballapur ~~on~~ at their meetingheld on 19th December 1937

--

Under section 48(1)(b)(iii) and section 158 of the Town Municipal Act of 1933, for the control and inspection of -- business carried on within the Municipal limits of Dodballapur Town with the help of Power, either Electrial or Mechanical

1 In these bye-laws unless there ~~by~~ be something repugnant in the subject or context

(1) Power Loom means looms worked by either electricity or any other kind of mechanical power

(2) Rice Mill or Flour Mill means machinery used for preparing rice or flour of any kind with the help of either electricity or mechanical power

(3) Twisting Machine means machinery used for twisting yarn or silk with the help of electricity or any kind of power

(4) Industrial concern means and includes all kinds of industries conducted either with the help of Electricity or other kind of mechanical power

(5) Owner means and includes all persons in charge of Power looms Rice and Flour mills and other kinds of industries

II Every owner of Power looms Rice Mills or Flour Mills Twisting machines and other kinds of Industrial concerns should obtain a license therefor from the President, Town Municipal Council Such license shall be subject to the following conditions

(1) All Power Looms Rice and Flour Mills and other kinds of Industries now working or hereafter to be started should be closed between 8 P M. and 6 A M It is open to the -- Municipal Council to set apart an area which may hereafter be called an Industrial Suburb where at the discretion of the Municipal Council hours beyond the above limit may be permitted

Exemption- Only Flour and Rice Mills will be allowed to work till 9 P M

(2) The licenses so obtained shall be renewed annually in the month of July

(3) The Municipal Council may impose conditions as to ventilation drainage and conservancy arrangements

(4) The Municipal Council may reserve to itself the power either to suspend or cancel any license granted by them and to impose any conditions other than those prescribed under a license

III Any person infringing anyof the provisions of the above bye-laws or acting contrary to the conditions of a license granted shall on conviction before a Magistrate be liable to a fine not exceeding Rs 50/- for every first offence and Rs 00/- for every subsequent offence

---

C O P Y

for Secretary to Government
L S G Department